

97CV1662-ERK

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

MARK E. LAVOIE and KAREN LAVOIE

No. CV-97-1662-(ERK)

Plaintiffs,

-against-

GREAT AMERICAN TRANSPORTATION
COMPANY, INC., SUN OIL COMPANY,
SUN COMPANY, INC., and SUN
TRANSPORTATION COMPANY, INC.

Defendants.

STIPULATION AND ORDER
OF DISCONTINUANCE

5 1998

IT IS HEREBY STIPULATED AND AGREED by and between the undersigned attorneys
that the within action is settled as follows:

The personal injury action of MARK E. LAVOIE and the loss of services claim of
KAREN LAVOIE are settled for the gross sum of FIFTY THOUSAND DOLLARS
(\$50,000.00). Said sum is payable as follows: \$35,000.00 will be paid by or on behalf of
GREAT AMERICAN TRANSPORTATION COMPANY, INC. (GATX) and \$15,000.00 will be
paid by or on behalf of SUN OIL COMPANY, SUN COMPANY, INC., SUN
TRANSPORTATION COMPANY, INC., upon receipt of duly executed General Releases. All
other causes of action are hereby discontinued with prejudice.

IT IS FURTHER STIPULATED AND AGREED TO that the parties have 60 days from
the date of this Order within which to effectuate the terms of the settlement reached herein, or
to move to vacate this stipulation, should the terms or intent of the settlement not be
implemented; and upon the expiration of 60 days from the date this Order is signed, all claim

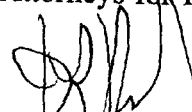
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will be dismissed with prejudice.

DATED: New York, New York
July 31, 1998

Sullivan & Liapakis, P.C.
SULLIVAN & LIAPAKIS, P.C.

BY: Michael A. Madonna (MAM-2965)
Attorneys for Plaintiffs

 9/16/98

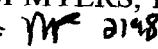
POST, POLAK, GOODSSELL & MacNEILL, P.A.

BY: Frederick B. Polak (FBP-3095)

Attorneys for Defendant

General American Transportation Corp. (GATX)

NEWMAN FITCH ALTHEIM MYERS, P.C.

BY: ~~William E. Bell~~ (WEB-  2198)

Attorneys for Defendant

Sun Oil Company

SO ORDERED:



MARILYN GO

United States District Court Judge

10/29/98